

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JONATHAN MOTA,

Defendant.

Case No. 13-cr-00093-JST-1

ORDER TO SHOW CAUSE

Re: ECF No. 508

Defendant Jonathan Mota, a federal prisoner, has filed a motion under 28 U.S.C. § 2255 to vacate, set aside, or correct sentence by a person in federal custody. ECF No. 508. Because the “files and records of the case” do not “conclusively show that the prisoner is entitled to no relief,” the Government must show cause why relief should not be granted. 28 U.S.C. § 2255.

Accordingly, it is hereby ORDERED that on or before August 2, 2021, the Government shall file and serve an answer showing cause why this Court should not issue a writ of habeas corpus. The Government’s answer shall conform in all respects to Rule 5 of the Rules Governing Section 2255 cases. Additionally, the Government shall file and serve with its answer a copy of all portions of the administrative record that have been transcribed previously and that are relevant to a determination of the issues presented by the motion. The Government may also expand the record, where appropriate, under Rule 7.

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It is FURTHER ORDERED that if Defendant wishes to respond to the answer, he shall do so by filing a reply with the Court on or before September 2, 2021.

IT IS SO ORDERED.

Dated: May 5, 2021



JON S. TIGAR
United States District Judge